REPORT OF THE COMMITTEE ON PRIVATE MEMBERS' BILLS AND RESOLUTIONS

Seventh Lok Sabha

Sixth Report

LOK SABHA SECRETARIAT
NEW DELHI

1980

Presented on 23-7-1980

Adopted on 25-7-1980

COMMITTEE ON PRIVATE MEMBERS' BILLS AND RESOLUTIONS

(Seventh Lok Sabha)

SIXTH REPORT

I, the Chairman of the Committee on Private Members' Bills and Resolutions, having been authorised by the Committee to present the Report on their behalf, present this Sixth Report.

2. The Committee met on 21 July, 1980 for—

I. Further examination of the following Constitution (Amendment) Bills under Rule 294(1)(a) of the Rules of Procedure:—

(1) The Constitution (Amendment) Bill, 1980 (*Amendment of article* 356) by Shri Bapusaheb Parulekar.

(2) The Constitution (Amendment) Bill, 1980 (*Insertion of new articles* 20*A*, 105*A*, *etc.*) by Shri Bapusaheb Parulekar.

II. Examination of the following Constitution (Amendment) Bills under Rule 294(1)(a) of the Rules of Procedure:—

(1) The Constitution (Amendment) Bill, 1980 (*Amendment of article* 335) by Shri Suraj Bhan.

(2) The Constitution (Amendment) Bill, 1980 (*Substitution of article* 81, *etc.*) by Shrimati Geeta Mukherjee.

III. Classification and allocation of time for discussion of Bills (*Vide* Appendix) under clauses (b) and (c) of Rule 294(1) of the Rules of Procedure.

Further examination of Constitution (Amendment) Bills

3. The member-in-charge of the Bills was invited to attend the sitting to present before the Committee his views on his Bills. Shri Bapusaheb Parulekar attended the sitting.

4. The Committee considered the Bills and arrived at the following findings as a result of their examination of the Bills:—

Findings of the Committee

(1) The Constitution (Amendment) Bill, 1980 (*Amendment of article* 356) by Shri Bapusaheb Parulekar.

The Bill seeks to amend article 356 of the Constitution with a view to provide that the Legislative Assembly of a State shall be revived if the Proclamation issued under clause (1) ceases to operate or is revoked.

After considering all aspects of the Bill, the Committee recommend that the Member may be permitted to move for leave to introduce the Bill.

(2) The Constitution (Amendment) Bill, 1980 (*Insertion of new articles* 20*A*, 105*A*, *etc.*) by Shri Bapusaheb Parulekar.

The Bill seeks to amend the Constitution with a view to provide, *inter alia*, for ban on death sentence for a political crime and for privileges of a Member of Parliament or a State Legislature against arrest, detention or prosecution, etc., in certain cases.

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After considering all aspects of the Bill, the Committee recommend that the Member may *not* be permitted to move for leave to introduce the Bill.

Examination of Constitution (Amendment) Bills

5. The Committee considered the Bills and arrived at the following findings as a result of their examination of the Bills:—

Findings of the Committee

(1) The Constitution (Amendment) Bill, 1980 (*Amendment of article* 335) by Shri Suraj Bhan.

The Bill seeks to amend article 335 of the Constitution with a view to ensure adequate representation of the Scheduled Castes and Scheduled Tribes in Services and posts in connection with the affairs of the Union or of a State.

After considering all aspects of the Bill, the Committee recommend that the Member may be permitted to move for leave to introduce the Bill.

(2) The Constitution (Amendment) Bill, 1980 (*Amendment of article* 81, *etc.*) by Shrimati Geeta Mukherjee.

The Bill seeks to amend the Constitution with a view to provide that the House of the People and the Legislative Assemblies of the States will be constituted by election on the basis of proportional representation of the recognised political parties in accordance with the provisions of any law made by the Parliament in that behalf.

After considering all aspects of the Bill, the Committee recommend that the Member may be permitted to move for leave to introduce the Bill.

Classification and allocation of time to Bills

6. The Committee then considered classification and allocation of time to Bills specified in *Appendix*.

7. After considering all aspects of the Bills, the Committee recommend that all the Bills referred to in the Appendix be placed in category 'B'. The Committee recommend allocation of time for each of the Bills as shown in column 5 of the Appendix.

Recommendations

8. The Committee recommend that—

(i) Sarvashri Bapusaheb Parulekar, Suraj Bhan and Shrimati Geeta Mukherjee be permitted to move for leave to introduce their Constitution (Amendment) Bills;

(ii) Shri Bapusaheb Parulekar be *not* permitted to move for leave to introduce his Constitution (Amendment) Bill specified at sub-para (2) of paragraph 4 above; and

(iii) the classification and allocation of time to Bills by the Committee, as shown in the Appendix, be agreed to by the House.

NEW DELHI;
21 *July*, 1980
30 *Asadha*, 1902 (*Saka*)

G. LAKSHMANAN,
Chairman,
Committee on Private Members' Bills and Resolutions.

APPENDIX

S. No.	Name of the Bill and the Member-in-charge	Bill No.	Category recommended	Time recommended by the Committee
1	2	3	4	5
1	The Constitution (Amendment) Bill, 1980 (*Amendment of Eighth Schedule*) by Prof. Narain Chand Parashar.	93 of 1980	B	2 hours.
2	The Constitution (Amendment) Bill, 1980 (*Amendment of artiles* 366, *etc.*) by Prof. Narain Chand Parashar.	92 of 1980	B	2 hours.
3	The Armed Forces (Special Powers) Repeal Bill, 1980 by Shri George Fernandes.	108 of 1980	B	2 hours.
4	The Starvation Deaths (Precautionary Measures and Responsibilities) Bill, 1980 by Shri Ram Vilas Paswan.	101 of 1980	B	2 hours.
5	The Constitution (Amendment) Bill, 1980 (*Substitution of article* 341) by Shri Ram Vilas Paswan.	102 of 1980	B	2 hours.
6	The Constitution (Scheduled Tribes) (Uttar Pradesh) Order (Amendment) Bill, 1980 by Shri Harish Chandra Singh Rawat.	117 of 1980	B	2 hours.

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